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8
9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 vs.

13 JAMES MACDONALD ELLIS,

14 Defendant.
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Case No. 2:01-cr-00023-GMN-BNW

**Government's Motion to Dismiss the
Indictment**

17 **Certification: This motion is timely filed.**

18 The government moves for leave of Court to dismiss the indictment against James
19 MacDonald Ellis. The indictment charges Ellis with Count One: *Possession of Child Pornography*
20 in violation of 18 U.S.C. § 2252(a)(4)(B). The government believes that in the interest of justice
21 the indictment should be dismissed. Accordingly, pursuant to the Federal Rule of Criminal
22 Procedure 48(a), the government

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1 moves for leave of Court to dismiss without prejudice the indictment against Ellis.

2 **DATED** this 11th day of June, 2021.

3 Respectfully submitted,

4 CHRISTOPHER CHIOU
5 Acting United States Attorney

6 /s/ Christopher Burton
7 CHRISTOPHER BURTON
8 Assistant United States Attorney
District of Nevada

9 Order

10 IT IS ORDERED that the government's motion to dismiss (ECF No. 64) is GRANTED. The
indictment against defendant Ellis is DISMISSED.

11 **IT IS SO ORDERED**

12 **DATED:** 3:18 pm, June 15, 2021

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14 **BRENDA WEKSLER**
15 **UNITED STATES MAGISTRATE JUDGE**
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